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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/796,142	03/10/2004	Shinji Makishima	043118-0142	2053
22428	7590	11/08/2007	EXAMINER	
FOLEY AND LARDNER LLP			LANIER, BENJAMIN E	
SUITE 500			ART UNIT	PAPER NUMBER
3000 K STREET NW			2132	
WASHINGTON, DC 20007			MAIL DATE	DELIVERY MODE
			11/08/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	Application No.	Applicant(s)	
	10/796,142	MAKISHIMA, SHINJI	
	Examiner	Art Unit	
	Benjamin E. Lanier	2132	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 16 October 2007.
- 2a) This action is **FINAL**.                            2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-16 is/are pending in the application.
- 4a) Of the above claim(s) 4,5,9 and 13 is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-3,6-8,10-12 and 14-16 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:
  1. Certified copies of the priority documents have been received.
  2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

1) <input type="checkbox"/> Notice of References Cited (PTO-892)	4) <input type="checkbox"/> Interview Summary (PTO-413)
2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Date: _____
3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)	5) <input type="checkbox"/> Notice of Informal Patent Application
Paper No(s)/Mail Date: _____	6) <input type="checkbox"/> Other: _____

## **DETAILED ACTION**

### ***Response to Amendment***

1. Applicant's amendment filed 16 October 2007 amends claim 1, 10-12. Claims 14-16 have been added. Applicant's amendment has been fully considered and entered.

### ***Response to Arguments***

2. Applicant argues, "Kadowaki does not disclose or suggest an image data creation section that creates image data based on setting information acquired by a setting information acquisition section." This argument is not persuasive because Kadowaki discloses that the user personalizing information is used to create an image of the data to be printed (Col. 19, lines 9-13 & Col. 20, lines 61-65).

3. Applicant's arguments that the claim amendments have overcome the §101 and §112 rejections have been fully considered and are persuasive. The §101 and §112 rejections have been withdrawn.

### ***Election/Restrictions***

4. This application contains claims 4, 5, 9, and 13, drawn to an invention nonelected without traverse in the reply filed on 05 July 2007. A complete reply to the final rejection must include cancellation of nonelected claims or other appropriate action (37 CFR 1.144) See MPEP § 821.01.

### ***Claim Rejections - 35 USC § 102***

5. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

6. Claims 1-3, 6-8, 10-12, 14-16 are rejected under 35 U.S.C. 102(b) as being anticipated by Kadowaki, U.S. Patent No. 6,313,921. Referring to claims 1, 6, 10, Kadowaki discloses a print job personalization system wherein a personalization server receives a user ID and password of the user that issued the print job (Col. 18, lines 38-44). The personalization server authenticates the user based upon the ID and password (Col. 18, lines 58-66), which meets the limitation of a user authentication section that acquires ID information to identify each user from among a plurality of users, and performs user authentication based on said ID information. After the user has been authenticated, the personalization server extracts the personalizing information of that user, such as number of print sheets, available function list of the current user, font data of the current user, cover sheet image data of the current user, and form image data of the current user (Col. 18, line 64 – Col. 19, line 9), which meets the limitation of a setting information acquisition section that acquires information for image formation associated with said users authentication by said user authentication section. This personalization information is used by the printer to complete the print job for the current user (Col. 19, lines 9-13), which meets the limitation of an image data creation section that creates image data for images to be formed on sheets of paper based on said setting information acquired by said setting information acquisition section.

Referring to claims 2, 7, 11, Kadowaki discloses that after the user has been authenticated, the personalization server extracts the personalizing information of that user, such as font data of the current user (Col. 19, lines 7-8), which meets the limitation of said image data creation section changes, based on said setting information, characters contained in said images.

Referring to claims 3, 8, 12, Kadowaki discloses that the personalization information includes a limit on the number of sheets that can be printed for the current user (Col. 19, lines 6-7), which meets the limitation of a restriction processing section that restricts prescribed processing for image formation based on said setting information acquired by said setting information acquisition section.

Referring to claims 14-16, Kadowaki discloses that when different users print the same print job, each user can print in a personalized manner (Col. 16, lines 5-10), which meets the limitation of means for enabling, based on a first user selection, reprint of the images formed on the sheets of paper, wherein the reprint of the images is made in accordance with a second user selection of either or both of a color change of the images and a character change of the images.

***Conclusion***

7. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Art Unit: 2132

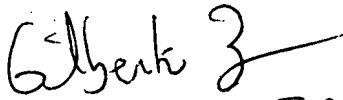
8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Benjamin E. Lanier whose telephone number is 571-272-3805. The examiner can normally be reached on M-Th 6:00am-4:30pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gilberto Barron can be reached on 571-272-3799. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



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